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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of:

Shunji Kikuhara, et al

Docket: TAN-126

Serial Number: 10/586,548

Group Art Unit: 1793

Filed: July 19, 2006

Examiner: Diana J. Liao

International Application No. PCT/JP2005/023025

International Filing Date: December 15, 2005

For: COMBUSTION CATALYST FOR TREATING DIESEL EXHAUST GAS AND  
METHOD FOR TREATING DIESEL EXHAUST GAS

**FAX COVER SHEET**

TO: Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

FAX NO.: (571) 273-8300

FROM: Richard S. Roberts  
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DATE: October 9, 2008

KINDLY DIRECT THIS COMMUNICATION TO:  
EXAMINER : Diana J. Liao  
GROUP : 1792

NO. OF PAGES SENT INCLUDING THIS COVER SHEET: 3

INCLUDED: 2 pages of Response to Restriction Requirement; 1 page of FAX cover sheet.

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**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner For Patents  
P.O.Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In response to the Office Action mailed September 19, 2008 applicant makes the following election in response to the Restriction Requirement.

Remarks

The Examiner has subjected this application to restriction under 35 U.S.C. 121. The Examiner has formed two groups of claims, the first, Group I for claims 1-17 and 19-20 drawn to a catalyst and the second, Group II, for claim 18 drawn to a method. The Examiner has asserted that these groups of claims represent distinct inventions and may properly be restricted. Applicants hereby provisionally elect claim Group I directed to

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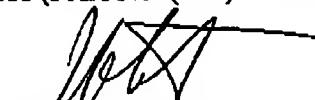
claims 1-17 and 19-20 for examination. This election is made without traverse.

Respectfully submitted,



Richard S. Roberts  
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Date: October 9, 2008

I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office (FAX No. (571) 273-8300) on October 9, 2008.



Richard S. Roberts  
Reg. No. 27,941